



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

**REGION II
290 BROADWAY
NEW YORK, NEW YORK 10007-1866**

May 17, 2013

By Electronic Mail

Carol Dinkins, Esq.
Vinson & Elkins
First City Tower
1001 Fannin St., Suite 2500
Houston, TX 77002

Re: Diamond Alkali, Lower Passaic River Study Area - Administrative Settlement
Agreement and Order on Consent for Remedial Investigation and Feasibility Study,
USEPA Region 2 CERCLA Docket No. 02-2007-2009

Dear Carol:

On May 16, 2013, EPA sent the enclosed Bill for Collection #27213260033 for Future Response Costs to Bill Hyatt, coordinating counsel for the Cooperating Parties Group ("CPG"). Payment is due within thirty (30) days of receipt, consistent with the requirements of the above-referenced Administrative Settlement Agreement and Order on Consent ("AOC") for the remedial investigation and feasibility study ("RI/FS") for the Lower Passaic River Study Area ("LPRSA").

EPA understands that Occidental Chemical Corporation ("Occidental") is, functionally speaking, no longer a member of the CPG. However, as a signatory to the AOC, Occidental remains obligated to pay Future Response Costs, along with the other signatories. Moreover, Occidental was a member of the CPG during the period of time covered by the bill.

Based on our telephone call on April 11, 2013, I understand that you have already conveyed to Bill Hyatt that your clients are prepared to meet their payment obligations for Bill for Collection #27213260033, which covers the period from July 1, 2011 through August 31, 2012. Please coordinate with Bill Hyatt to work out the logistics of Occidental's payment of the appropriate amount. The end result should be payment in full of EPA's Bill for Collection. Please let me know if you and Mr. Hyatt have any questions about how best to accomplish that.

Please do not hesitate to contact me at 212-637-3136 if you have any questions.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Sarah P. Flanagan". The signature is fluid and cursive, with the first name "Sarah" being more prominent.

Sarah P. Flanagan
Assistant Regional Counsel

cc: William H. Hyatt, Jr., Esq.
R. Basso, ERRD
S. Vaughn, ERRD
P. Hick, ORC